

Duke, Daphne

282942

From: Richard Whitt <rlwhitt@AustinRogersPA.com>
Sent: Friday, March 8, 2019 4:57 PM
To: Heather Smith
Cc: Hasala Dharmawardena; Carrie H. Grundmann; Nelson, Jeff; Pittman, Jenny; Hammonds, Lessie; Hamm, Steven; Frank R. Ellerbe III; Alex Shissias; bdurant@sowelldurant.com; Derrick Price Williamson; Burnett, John T; molly.jagannathan@troutman.com; Bob Guild; Scott Elliott; Stephanie U. (Roberts) Eaton; sferguson@selcsc.org; Samuel Wellborn; bridget.lee@sierraclub.org; Toni Hawkins; Robinson, Camal O.; hasala@ieee.org; Duke, Daphne; Thad Culley
Subject: Re: Scheduling of Testimony and Other Logistical Issues in Docket No. 2018-319-E [STB-WORKSITE.FID858518]

PROCESSED
03/11/19

Heather:

My response was for Cypress Creek and SCSBA.

Regards,
 Richard.

Sent from my iPhone - Richard L. Whitt

RECEIVED
 MAR 11 2019
 PSC SC
 MAIL / DMS

On Mar 8, 2019, at 4:50 PM, Smith, Heather Shirley <Heather.Smith@duke-energy.com> wrote:

Thank you Hasala. Respectfully, we'll continue with the table. Our firewall doesn't work well with Doodle and there are too many variables with 40 witnesses. I'll add this to the list and circulate when I hear from everyone—only one party remains.

From: Hasala Dharmawardena [<mailto:hasalaid@gmail.com>]
Sent: Friday, March 8, 2019 4:44 PM
To: Carrie H. Grundmann <cgrundmann@spilmanlaw.com>
Cc: Smith, Heather Shirley <Heather.Smith@duke-energy.com>; Nelson, Jeff <jnelson@ors.sc.gov>; Pittman, Jenny <jpittman@ors.sc.gov>; Hammonds, Lessie <lhammonds@ors.sc.gov>; Hamm, Steven <shamm@ors.sc.gov>; Frank R. Ellerbe III <fellerbe@robinsongray.com>; Alex Shissias <alex@shissiaslawfirm.com>; bdurant@sowelldurant.com; Derrick Price Williamson <DWilliamson@spilmanlaw.com>; Burnett, John T <John.Burnett@duke-energy.com>; molly.jagannathan@troutman.com; Richard Whitt <rlwhitt@austinrogerspa.com>; Bob Guild <bguild@mindspring.com>; Scott Elliott <selliott@elliottlaw.us>; Stephanie U. (Roberts) Eaton <seaton@spilmanlaw.com>; sferguson@selcsc.org; Samuel Wellborn <swellborn@robinsongray.com>; bridget.lee@sierraclub.org; Toni Hawkins <thawkins@robinsongray.com>; Robinson, Camal O. <Camal.Robinson@duke-energy.com>; hasala@ieee.org; Duke, Daphne <Daphne.Duke@psc.sc.gov>; Thad Culley <thad@votesolar.org>
Subject: Re: Scheduling of Testimony and Other Logistical Issues in Docket No. 2018-319-E [STB-WORKSITE.FID858518]

Heather and All,
 I am not available on 26th. In order to help schedule the base line I have created a doodle for you all to fill, if interested. Filling it does not make it a solid commitment, rather is your rough estimate. It will help to show a global view our availability and support efficient scheduling. Note

that I have not included till Monday evening since it seems DEC will be taking that slot (minimum).

If you are interested, please fill the below doodle, with the dates that you **CANNOT** make it. I am open for any other suggestions or edits on this doodle. Rather than one party figuring out, I suggest all of us pitch in to figure out a rough schedule.

<https://doodle.com/poll/87rsfkagr3nwq24h>

Warm Regards,
Hasala

On Fri, Mar 8, 2019 at 4:15 PM Carrie H. Grundmann <cgrundmann@spilmanlaw.com> wrote:

Heather,

Walmart is unavailable on the 27th, but could make most other days work. Based on the proposed schedule, I assume this conflict will not present an issue.

Thanks,

Carrie

Carrie H. Grundmann
Spilman Thomas & Battle, PLLC
O 336.631.1051
M 540.353.2744
cgrundmann@spilmanlaw.com

From: Smith, Heather Shirley <Heather.Smith@duke-energy.com>

Sent: Friday, March 8, 2019 4:09 PM

To: Nelson, Jeff <jnelson@ors.sc.gov>

Cc: Pittman, Jenny <jpittman@ors.sc.gov>; Hammonds, Lessie <lhammonds@ors.sc.gov>; Hamm, Steven <shamm@ors.sc.gov>; Frank R. Ellerbe III <fellerbe@robinsongray.com>; Alex Shissias <alex@shissiaslawfirm.com>; bdurant@sowelldurant.com; Carrie H. Grundmann <cgrundmann@spilmanlaw.com>; Derrick Price Williamson <DWilliamson@spilmanlaw.com>; Burnett, John T <John.Burnett@duke-energy.com>; molly.jagannathan@troutman.com; Richard Whitt <rwhitt@austinrogerspa.com>; Bob Guild <bguild@mindspring.com>; Scott Elliott <selliott@elliottlaw.us>; Stephanie U. (Roberts) Eaton <seaton@spilmanlaw.com>; sferguson@selcsc.org; Samuel Wellborn <swellborn@robinsongray.com>; bridget.lee@sierraclub.org; Toni Hawkins <thawkins@robinsongray.com>; Robinson, Camal O. <Camal.Robinson@duke-energy.com>; hasala@ieee.org; Duke, Daphne <Daphne.Duke@psc.sc.gov>; Thad Culley <thad@votesolar.org>

Subject: RE: Scheduling of Testimony and Other Logistical Issues in Docket No. 2018-319-E

Good afternoon, all. In case this expedites things, does any party other than ORS have a request to specially set a witness? Duke does not, not quite yet, rather, as we wanted to be courteous and make sure we could first accommodate other parties' requests. Right now we have note of ORS's request to have Mr. Witliff and Mr. Parcell present on 3/25 (and we do not object), and if any other party has a date certain, maybe we can all agree to it offline, and come up with a schedule on a consensus fashion? I have taken the Commission folks off of this note in furtherance of Mr. Dong's suggestion that we go ahead and try to work this out and report back.

From: Dong, Randall [<mailto:Randall.Dong@psc.sc.gov>]
Sent: Friday, March 8, 2019 3:44 PM
To: Smith, Heather Shirley <Heather.Smith@duke-energy.com>; Nelson, Jeff <jnelson@ors.sc.gov>
Cc: Pittman, Jenny <jpittman@ors.sc.gov>; PSC_Legal Department <PSC_LegalDepartment@bcbad.state.sc.us>; PSC_Technical Advisory <psctechnicaladvisory@psc.sc.gov>; Hammonds, Lessie <lhammonds@ors.sc.gov>; Hamm, Steven <shamm@ors.sc.gov>; Frank R. Ellerbe III <fellerbe@robinsongray.com>; Alex Shissias <alex@shissiaslawfirm.com>; bdurant@sowelldurant.com; charris@spilmanlaw.com; Derrick Williamson <dwilliamson@spilmanlaw.com>; Burnett, John T <John.Burnett@duke-energy.com>; molly.jagannathan@troutman.com; Richard Whitt <rlwhitt@austinrogerspa.com>; Bob Guild <bguild@mindspring.com>; Scott Elliott <selliott@elliottlaw.us>; Stephanie Eaton <sroberts@spilmanlaw.com>; sferguson@selcsc.org; Samuel Wellborn <swellborn@robinsongray.com>; bridget.lee@sierraclub.org; Toni Hawkins <thawkins@robinsongray.com>; Robinson, Camal O. <Camal.Robinson@duke-energy.com>; hasala@ieee.org; Duke, Daphne <Daphne.Duke@psc.sc.gov>; Thad Culley <thad@votesolar.org>
Subject: RE: Scheduling of Testimony and Other Logistical Issues in Docket No. 2018-319-E

***** Exercise caution. This is an EXTERNAL email. DO NOT open attachments or click links from unknown senders or unexpected email. *****

Thank you Heather. That is helpful.

Randall

From: Smith, Heather Shirley <Heather.Smith@duke-energy.com>
Sent: Friday, March 8, 2019 3:40 PM
To: Dong, Randall <Randall.Dong@psc.sc.gov>; Nelson, Jeff <jnelson@ors.sc.gov>
Cc: Pittman, Jenny <jpittman@ors.sc.gov>; PSC_Legal Department <PSC_LegalDepartment@bcbad.state.sc.us>; PSC_Technical Advisory <psctechnicaladvisory@psc.sc.gov>; Hammonds, Lessie <lhammonds@ors.sc.gov>; Hamm, Steven

<shamm@ors.sc.gov>; Frank R. Ellerbe III <fellerbe@robinsongray.com>; Alex Shissias <alex@shissiaslawfirm.com>; bdurant@sowelldurant.com; charris@spilmanlaw.com; Derrick Williamson <dwilliamson@spilmanlaw.com>; Burnett, John T <John.Burnett@duke-energy.com>; molly.jagannathan@troutman.com; Richard Whitt <rwhitt@austinrogerspa.com>; Bob Guild <bguild@mindspring.com>; Scott Elliott <selliott@elliottlaw.us>; Stephanie Eaton <sroberts@spilmanlaw.com>; sferguson@selcsc.org; Samuel Wellborn <swellborn@robinsongray.com>; bridget.lee@sierraclub.org; Toni Hawkins <thawkins@robinsongray.com>; Robinson, Camal O. <Camal.Robinson@duke-energy.com>; hasala@ieee.org; Duke, Daphne <Daphne.Duke@psc.sc.gov>; Thad Culley <thad@votesolar.org>
Subject: RE: Scheduling of Testimony and Other Logistical Issues in Docket No. 2018-319-E

DEC has not completed its hearing strategy, particularly since we are still working on rebuttal testimony to be filed on Tuesday, but as the party with the most witnesses, we were planning endeavor to have as many witnesses appear in pairs as possible—at least 6 panels of 2, one panel of 3, plus the remaining additional witnesses, including rebuttal witnesses. The specific names and order will depend upon the other special sets requested by other parties and the travel availability of some of our out of town witnesses. At present, unless the hearing table offered by Duke on March 18 results in any waivers of cross or appearances, Duke would have approximately 22 total witnesses. Duke has been planning to condense its direct and rebuttal cases for the majority of the case for efficiency, but the Company is anticipating that there will be a couple witnesses that will be best to appear in the rebuttal phase, after intervenor testimony. Duke does not expect to seek any witness to take the stand more than once, though, with the exception of the opportunity to recall the revenue requirement witness should the need arise during the hearing. Duke also anticipates that its direct case will likely be interrupted by special sets requested by other parties, and can adjust accordingly. We are still willing to provide the hearing table we discussed via email yesterday on Marcy 18, if it pleases the Commission, and believe that process will result in a more narrowed scope of hearing, including cross examination estimates.

Heather Shirley Smith

Deputy General Counsel

Duke Energy

40 W. Broad Street, Suite 690

Greenville, SC 29601

864.370.5045 office

heather.smith@duke-energy.com

CONFIDENTIALITY NOTICE

The preceding e-mail message (including any attachments) contains information that may be confidential, may be protected by the attorney-client or other applicable privileges, or may constitute non-public information. It is intended to be conveyed only to the designated recipient(s). If you are not an intended recipient of this message, please notify the sender by replying to this message and then delete it from your system. Use, dissemination, distribution, or reproduction of this message by unintended recipients is not authorized and may be unlawful.

From: Dong, Randall [<mailto:Randall.Dong@psc.sc.gov>]
Sent: Friday, March 8, 2019 1:36 PM
To: Nelson, Jeff <jnelson@ors.sc.gov>
Cc: Pittman, Jenny <jpittman@ors.sc.gov>; PSC_Legal Department <PSC_LegalDepartment@bcbad.state.sc.us>; PSC_Technical Advisory <psctechnicaladvisory@psc.sc.gov>; Hammonds, Lessie <lhammonds@ors.sc.gov>; Hamm, Steven <shamm@ors.sc.gov>; Frank R. Ellerbe III <fellerbe@robinsongray.com>; Alex Shissias <alex@shissiaslawfirm.com>; bdurant@sowelldurant.com; charris@spilmanlaw.com; Derrick Williamson <dwilliamson@spilmanlaw.com>; Burnett, John T <John.Burnett@duke-energy.com>; molly.jagannathan@troutman.com; Richard Whitt <rlwhitt@austinrogerspa.com>; Bob Guild <bguild@mindspring.com>; Scott Elliott <selliott@elliottlaw.us>; Stephanie Eaton <sroberts@spilmanlaw.com>; sferguson@selcsc.org; Samuel Wellborn <swellborn@robinsongray.com>; bridget.lee@sierraclub.org; Toni Hawkins <thawkins@robinsongray.com>; Robinson, Camal O. <Camal.Robinson@duke-energy.com>; hasala@ieee.org; Duke, Daphne <Daphne.Duke@psc.sc.gov>; Smith, Heather Shirley <Heather.Smith@duke-energy.com>; Thad Culley <thad@votesolar.org>
Subject: RE: Scheduling of Testimony and Other Logistical Issues in Docket No. 2018-319-E

The parties are welcome to present panels of three or fewer witnesses. Thank you.

From: Nelson, Jeff
Sent: Friday, March 8, 2019 1:34 PM
To: Dong, Randall <Randall.Dong@psc.sc.gov>
Cc: Pittman, Jenny <jpittman@ors.sc.gov>; PSC_Legal Department <PSC_LegalDepartment@bcbad.state.sc.us>; PSC_Technical Advisory <psctechnicaladvisory@psc.sc.gov>; Hammonds, Lessie <lhammonds@ors.sc.gov>; Hamm, Steven <shamm@ors.sc.gov>; Frank R. Ellerbe III <fellerbe@robinsongray.com>; Alex Shissias

<alex@shissiaslawfirm.com>; bdurant@sowelldurant.com; charris@spilmanlaw.com; Derrick Williamson <dwilliamson@spilmanlaw.com>; Burnett, John T <John.Burnett@duke-energy.com>; molly.jagannathan@troutman.com; Richard Whitt <rlwhitt@austinrogerspa.com>; Bob Guild <bguild@mindspring.com>; Scott Elliott <selliott@elliottlaw.us>; Stephanie Eaton <sroberts@spilmanlaw.com>; sferguson@selcsc.org; Samuel Wellborn <swellborn@robinsongray.com>; bridget.lee@sierraclub.org; Toni Hawkins <thawkins@robinsongray.com>; Robinson, Camal O. <Camal.Robinson@duke-energy.com>; hasala@ieee.org; Duke, Daphne <Daphne.Duke@psc.sc.gov>; Heather Smith <heather.smith@duke-energy.com>; Thad Culley <thad@votesolar.org>

Subject: RE: Scheduling of Testimony and Other Logistical Issues in Docket No. 2018-319-E

Randall,

If the Commission approves the use of panels, ORS proposes to present its witnesses in the following order:

1. David Parcell
2. Dan Wittliff
3. Panel: Gaby Smith & Zac Payne
4. Panel: Anthony Sandanato & Matt Schellinger
5. Panel: Michael Seaman-Huynh & Willie Morgan

Jeffrey M. Nelson

Chief Legal Officer

S. C. Office of Regulatory Staff

1401 Main Street, Suite 900

Columbia, SC 29201

(803) 737-0823

The information transmitted is intended only for the person or entity to which it is addressed and may contain confidential, proprietary, and/or privileged material. Any review, transmission, dissemination or other use of, or taking any action in reliance upon this information, by persons or entities other than the intended recipient is prohibited. If you received this in error, please contact the sender and delete the material from all computers. Thank you.